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## UNITED STATES INTERNATIONAL TRADE COMMISSION

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Washington, DC

### JUSTIFICATION AND APPROVAL OTHER THAN FULL AND OPEN COMPETITION

REQUISITION NUMBER: 0500-OOGC-15-0013 / Oracle 2242

1. CONTRACTING OFFICE

United States International Trade Commission  
Office of Procurement  
500 E Street, SW  
Washington, DC 20436

REQUIRING OFFICE

United States International Trade Commission  
Law Library  
500 E Street, SW  
Washington, DC 20436

2. NATURE/DESCRIPTION OF ACTION(S). In accordance with FAR Subpart 603.2, this justification for other than full and open competition will result in award of a sole source firm-fixed price contract to ***William S. Hein & Company***.
3. DESCRIPTION OF SUPPLIES/SERVICES. This requirement is to purchase ***HeinOnLine Core Collection*** which, among other products, contains over 1,620 laws and law related journals. This is a 12-month subscription renewal to the service. This online service allows access in PDF full text content to various legal journals that the Law Library used to subscribe to in hard copy.

Estimated Contract Value

4. STATUTORY AUTHORITY. FAR Subpart 6.302-1 and 41 U.S.C. 253(c)(1): When the supplies or services required by the agency are available from only one responsible source, and no other type of supplies or services will satisfy agency requirements, full and open competition need not be provided for.
5. DEMONSTRATION OF CONTRACTOR UNIQUE QUALIFICATIONS

The main part of the ***Heinonline Core Collection*** contains more than 1,700 laws and law-related periodicals. Coverage is from the first issue published for all periodicals and goes through the most currently published issues allowed, based on contracts with publishers. Search by article title, author, subject, state or country published, full text, and narrowed by date. The renewal is for 12 months and for unlimited users.

## JUSTIFICATION AND APPROVAL

### OTHER THAN FULL AND OPEN COMPETITION

#### Main Materials:

- 1700 Laws and Law-Related Periodicals
- Code of Federal Regulations (50 titles) in PDF back to its inception -1938
- Federal Register in PDF which is undated daily but also goes back to its inception -1935
- Daily and Weekly Compilation of Presidential Documents in PDF back to its inception of 1965
- US Federal Legislative History Library
- US Code in PDF back to its inception 1925-1926.

No other vendor provides full historical content access to the law journals and other print sources that are part of the subscription. The William S. Hein Company has been the sole repository for back issued access to various law school journals.

#### 6. DESCRIPTION OF EFFORTS MADE TO ENSURE THAT OFFERS ARE SOLICITED FROM AS MANY POTENTIAL SOURCES AS IS PRACTICABLE

The Law Library staff has reviewed offers from comparable vendors and found no other source that can provide the Heinonline Core Collection.

#### 7. DETERMINATION OF FAIR AND REASONABLE COST

In accordance with FAR Subparts 12.209, 13.106-3, 15.4, the Contracting Officer hereby determines that the anticipated cost or price to the Government for this contract action will be fair and reasonable. The Price Reasonableness Memorandum detailing the Fair and Reasonable Price Determination will be included in the contract file documentation.

#### 8. MARKET RESEARCH

Market Research was conducted in accordance with FAR Subpart 10. The Law Library staff has contacted Joyce Rosen at Aspen Publishers, and Chris Hauan at Reuters Thomson/ West and neither has a service comparable to *Heinonline Core Collection*. The Library staff also contacted colleagues at the Law Library of the U.S. Court of Appeals for the Federal Circuit to see if they know of any similar service. They do not.

#### 9. ANY OTHER FACTS SUPPORTING THE JUSTIFICATION

None.

#### 10. LISTING OF SOURCES

William S. Hein & Company

#### 11. FUTURE PLANS TO PROMOTE COMPETITION

The Law Library staff will periodically review offers from comparable vendors to ascertain whether or not a publishers can provide the Commission with the required subscription.

JUSTIFICATION AND APPROVAL

OTHER THAN FULL AND OPEN COMPETITION

12. CONTRACTING OFFICER CERTIFICATION

By signing below "I have reviewed this justification and find it to be accurate and complete to the best of my knowledge and belief."

**FOIA Exemption (b)(6)**

Approved By: Print Name

**FOIA Exemption (b)(6)**

Signature

Officer

1/12/15

13. TECHNICAL PERSONNEL CERTIFICATION

By signing below "I certify that the supporting technical data which form a basis for this justification, that are the responsibility of technical or requirements personnel are accurate and complete to the best of my knowledge and belief."

Prepared By: Print Name

**FOIA Exemption (b)(6)**

Signature

COR

2-9-15

Approved By: Print Name

**FOIA Exemption (b)(6)**

Signature

Director/Cost Center Manager

1/9/15